(4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

WRIT PETITION NO. 1057 OF 2005

PETITIONER:

P.R. No. 1064/05 Presented by Shri S.R. Jangwani dated 11-03-05

Chandrakant Mahato, S/o late Shri Ram Kumar Mahato, Aged about 28 years, R/o At Post Hardi (Mahamaya), District Janjgir – Champa (CG).

Versus

RESPONDENTS:

RECEIVED-COPY 11/3/05 CLERK to A. G. BILASPUR

1. Union of India
Through the Secretary, Department of Personnel, Public Grievance and Pension, Third Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

R/C Alankpuri 11/3/05 THAKUR VIJAY SINGH ... of India As CHHATTISGARH HIGH COURT High Court Campus, Bilaspur (C.G.)

2. State of Chhattisgarh,
Through the Secretary, Department of Tribal Welfare, D.K.S. Building, Mantralaya, Raipur (C.G.).

3. State of Madhya Pradesh,
Through the Secretary, Department of Tribal Welfare, Vallabh Bhawan, Mantralaya, Bhopal (M.P.).

शपथ आयुक्त 08/12/05 एस.के. दुबला बिलासपुर (छ.ग.) बिलासपुर तहसील

Secretary,
General Administration Deptt.
Government of Chhattisgarh,
Raipur (C.G.).

5)

5. The Commissioner,
Tribal Welfare Department,
Raipur (C.G.).

6. The Collector,
Bilaspur (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-78

(68)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 1057/05 ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	5-4-2006 Shri P.S. Paikra, Advocate for the petitioner. Shri A.S. kachhawaha, Govt. Adv. for the State. With consent, heard finally. This case relates to compassionate appointment. Learned counsel for the petitioner stated that petitioner's father who was working as Revenue Inspector (Najul Janch Shakha) in the respondent no. 3 Revenue Department died on 8-2-2000 i.e. after 1-11-1997 and not earlier. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20/12/2005. He prays that similar orders may be passed in this case also. Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1/11/1997 strictly in accordance with the policy prevalent at that time. He however submits that four months time for issuing necessary orders may be given. In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of the employee concerned. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within 4 months from the date of production/receipt of a copy of this order. The petitioner is also directed to render due co-operation to the authorities. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	